

## Introduced by Senator Cox

January 30, 2006

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An act to amend Section 21061 of the Public Resources code, relating to the environment.

## LEGISLATIVE COUNSEL'S DIGEST

SB 1216, as introduced, Cox. Environment: CEQA.

The California Environmental Quality Act (CEQA) requires a federal agency, as defined, to prepare, or cause to be prepared by contract, and certify the completion of, an environmental impact report on a project, as defined, that may have a significant effect on the environment, or to adopt a negative declaration if it finds that the project will not have that effect.

This bill would make technical and nonsubstantive changes to the definition of "environmental impact report."

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 21061 of the Public Resources Code is  
2     amended to read:  
3     21061. "Environmental impact report" means a detailed  
4     statement setting forth the matters specified in Sections 21100  
5     and 21100.1; ~~provided that. The information or data which that is~~  
6     relevant to ~~such a~~ the statement and is a matter of public record,  
7     or is generally available to the public need not be repeated in its  
8     entirety in ~~such the~~ statement, but may be specifically cited as the  
9     source for conclusions stated ~~therein; and provided further that~~  
10    ~~such in the statement.~~ The information or data shall be briefly

1 described, ~~that its~~ *in the statement. The relationship between the*  
2 *information or data* to the environmental impact report shall be  
3 indicated, ~~and that the~~ *in the statement. The source thereof of the*  
4 *information and data* shall be reasonably available for inspection  
5 at a public place or public building. An environmental impact  
6 report also includes any comments ~~which that~~ are obtained  
7 pursuant to Section 21104 or 21153, or ~~which that~~ are required to  
8 be obtained pursuant to this division.

9 An environmental impact report is an informational document  
10 ~~which that~~, when its preparation is required by this division, shall  
11 be considered by every public agency prior to its approval or  
12 disapproval of a project. The purpose of an environmental impact  
13 report is to provide public agencies and the public in general with  
14 detailed information about the effect ~~which that~~ a proposed  
15 project is likely to have on the environment; to list ways in which  
16 the significant effects of ~~such a the proposed~~ project might be  
17 minimized; and to indicate alternatives to ~~such a the proposed~~  
18 project.

19 In order to facilitate the use of environmental impact reports,  
20 public agencies shall require that ~~such the~~ reports contain an  
21 index or table of contents, and a summary. Failure to include  
22 ~~such the~~ index, table of contents, or summary shall not constitute  
23 a cause of action pursuant to Section 21167.